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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/267,223	03/11/1999	BRADLEY S. RICHTER	EFIM0205	6746

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EXAMINER

GARCIA, GABRIEL I

ART UNIT PAPER NUMBER

2624

DATE MAILED: 06/17/2003

25

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/267,223

Applicant(s)

Richter et al.

Examiner

A. Garcia

Art Unit

2624

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE three MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☐ Responsive to communication(s) filed on 5/19/03.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-8 and 10 is/are pending in the application.
- 4a) Of the above, claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-8 and 10 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claims \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.  
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

## Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\*See the attached detailed Office action for a list of the certified copies not received.

- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

## Attachment(s)

- |   |   |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                              | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____  |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)          | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____ | 6) <input type="checkbox"/> Other:  |

**Part III DETAILED ACTION**

1. This application has been examined. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 4/15/03 has been entered. Claims 1-8 and 10 are pending in this application.

2. The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the concurrently display the status information must be shown or the feature(s) canceled from the claim(s). No new matter should be entered.

A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.

**Claim Rejections - 35 USC § 102**

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371<sup>o</sup> of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) do not apply to the examination of this application as the application being examined was not (1) filed on or after November 29, 2000, or (2) voluntarily published under 35 U.S.C. 122(b). Therefore, this application is examined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

4. Claims 1-8 and 10 are rejected under 35 U.S.C. 102(e) as being anticipated by Hagiuda et al. (6,182,225).

With regard to claim 1; Hagiuda et al. teaches a printing system (e.g. fig. 1), comprising: a network (100, 110, or LAN); a plurality of output printing devices coupled to the network (see fig. 9), each output printing (112 and 112) coupled the network (110), each output printing device comprising status information (e.g. fig. 7); and an application (see fig. 152) connected to the network, the application adapted to receive and concurrently display the status information of each of the output printing

devices (see col. 18, which describes how the different devices are displayed and information can be shown).

With regard to claims 2 and/or 3, Hagiuda et al. teaches wherein the output printing device is a printer or copier (e.g. figure 1, item 110 or 117).

With regard to claims 4 and 7, Hagiuda et al. teaches wherein the at least one of the plurality of features is a paper output (or input) tray information (e.g. col. 18 and table 6).

With regard to claims 5 and 6, Hagiuda et al. teaches wherein said at least one of said plurality of features is teaches wherein said output printing device is toner level information or fuser level information (col. 13, lines 29-39 and col. 40).

With regard to claim 8, Hagiuda et al. teaches wherein said at least one of said plurality of features is output printing device service information (e.g. col. 13, lines 30-38).

With regard to claim 10, Hagiuda et al. further comprises a client computer (500) that comprises the application (e.g. cols. 16-18 and col. 64, lines 44-51).

*Claim Rejections - 35 USC § 102*

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

6. Claims 1-8 and 10 are rejected under 35 U.S.C. 102(e) as being anticipated by Colbert et al. (5,699,494).

With regard to claim 1; Colbert et al. teaches a printing system (e.g. fig. 1), comprising: a network (21 or LAN); a plurality of output printing devices (16 and col. 9, lines 24-29) coupled to the network, each output printing (112 and 112) coupled the network (110), each output printing device comprising status information (e.g. fig. 7); and an application (see fig. 2) connected to the network, the application adapted to receive and concurrently display the status information of each of the output printing devices (see col. 9, lines 12-29). which describes how the different devices are displayed and information can be shown).

With regard to claims 2 and/or 3, Colbert et al. teaches wherein the output printing device is a printer or copier (e.g.

figure 1, which inherently could be multipurpose device having copier function and print function).

With regard to claims 4 and 7, Colbert et al. teaches wherein the at least one of the plurality of features is a paper output (or input) tray information (e.g. col. 1, lines 40-55). 8

With regard to claims 5 and 6, Colbert et al. teaches wherein said at least one of said plurality of features is teaches wherein said output printing device is toner level information or fuser level information (col. 1, lines 15-55).

With regard to claim 8, Colbert et al. teaches wherein said at least one of said plurality of features is output printing device service information (e.g. col. 13, lines 30-38).

With regard to claim 10, Hagiuda et al. further comprises a client computer (500) that comprises the application (e.g. see fig. 2).

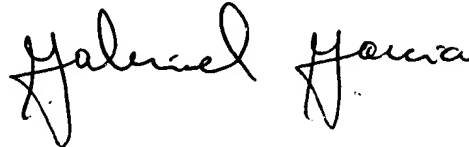
7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Gabriel I. Garcia** whose telephone number is (703) 305-8751. The Examiner can normally be reached Monday-Thursday from 7:30 AM-6:00 PM. The fax phone numbers for this group is (703) 872-9314.

Serial Number: 09/267,223

Art Unit: 2624 7

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 306-0377.

Gabriel I. Garcia  
Primary Examiner  
June 13, 2003

A handwritten signature in cursive script, appearing to read "Gabriel Garcia".

GABRIEL GARCIA  
PRIMARY EXAMINER